



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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MEETING MINUTES:	BOARD OF CHARITABLE GAMING
MEETING DATE AND TIME:	Thursday, February 7, 2013 at 1:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
APPROVED:	March 7, 2013

MEMBERS PRESENT

Scott Angelucci, Chairman, Public Member
Sharon McDowell, Vice Chair, Public Member
James Greene, DE Volunteer Fireman's Association Member
Tim Winstead, State Lottery Office Member

MEMBERS ABSENT

Janet Williams-Coger, Non-Profit Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Robert Willard, Deputy Attorney General
Amanda McAtee, Administrative Specialist II
Jean Betley, Lead Investigator

PUBLIC PRESENT

There was no public present at this meeting.

CALL TO ORDER

Mr. Angelucci called the meeting to order at 1:00 p.m.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the meeting minutes of January 3, 2013. Mr. Greene made a motion, seconded by Ms. McDowell, to approve the minutes as presented. The motion carried unanimously.

Mr. Greene made a motion, seconded by Ms. McDowell, to amend the agenda to add the Townsend Fire Company under Raffle Applications, item 4.8.6. The motion carried unanimously.

UNFINISHED BUSINESS

FINAL DENIALS – NONE

Re-Review of Contingent Approvals and PTD Applications – None

Gaming Seminar Update

The gaming seminars were scheduled for March 14, 2013 at 6 p.m. and March 28, 2013 at 10 a.m. Ms. McAtee stated that she would have the total number of registrants for the gaming seminars at the March 7, 2013 meeting. The Board would then decide to cancel or modify the gaming seminars based on the number of registrants.

Proposed Amendment to Rules 3.10 and 4.11 in 10 DE Admin. Code 101 -- Public Hearing Scheduled for March 7, 2013

Mr. Willard stated that both proposed amendments should have been published in the February 2013 Register of Regulations. Ms. McAtee stated that she did not see them published in the February 2013 Register of Regulations.

Mr. Willard stated that they were both submitted for publication and that he would resubmit the proposed amendments for the March 2013 edition of the Register of Regulations. The public hearing for proposed amendments to Rules 3.10 and 4.11 would have to be moved to April 4, 2013.

NEW BUSINESS

Executive Session

Board Member Reports

Mr. Greene inquired about the operations of the investigative process and letters of concern. Mr. Willard advised that the Statute stated that an investigation must be completed in order for the Board to issue a letter of concern. It would take a Statute change to amend the current process. Ms. Betley stated that inspections differ from investigations. After a completed inspection a letter of concern would be drafted, the Board Chair would sign the letter, and the letter would be sent to the inspected non-profit organization.

Delegation of Authority - None

Review of Applications for Texas Hold'Em Tournaments – None

Review of Applications for Charitable Gaming Events – None

Review of Applications for Instant Bingo Events

Sussex County Aerie No. 4528

Milford VFW

Mr. Angelucci reviewed and summarized the Instant Bingo applications of the Sussex County Aerie No. 4528 and the Milford VFW. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the Instant Bingo applications. The motion carried unanimously.

Review of Applications for Bingo Events – None

Review of Applications for Raffles

Saint Edmond's Academy

Children and Families First

Little Sisters of the Poor Delaware

Horsey Family Youth Foundation

Serviam Girls Academy

Townsend Fire Company

Mr. Angelucci reviewed and summarized the Raffle applications of the Saint Edmond's Academy, Children and Families First, Little Sisters of the Poor Delaware, Horsey Family Youth Foundation, Serviam Girls Academy, and the Townsend Fire Company. After discussion, Ms. McDowell made a motion, seconded by Mr. Winstead, to approve the Raffle applications. The motion carried unanimously.

Review of Requests to Amend Previously Approved Event

Cape Henlopen Elks Lodge #2540 (Date Change)

Mr. Angelucci reviewed and summarized the letter from the Cape Henlopen Elks Lodge #2540 that acknowledged a mistake on their initial application. After discussion, Mr. Greene made a motion, seconded by Ms. McDowell, to send a letter of warning to the Cape Henlopen Elks Lodge #2540. The motion carried unanimously.

St. Thomas More Academy (Date Change)

Mr. Angelucci reviewed and summarized the letter from St. Thomas More Academy that requested an event date change. After discussion, the Board concluded that there was not a valid reason for the event date change. Mr. Greene made a motion, seconded by Ms. McDowell, to deny the request of an event date change. The motion carried unanimously.

Light Up the Queen (Raffle, Prize Change)

Mr. Angelucci reviewed and summarized the letter from Light Up the Queen that requested an addition to their prize list of their already permitted raffle event. After discussion, Mr. Angelucci made a motion, seconded by Ms. McDowell, to approve the prize list amendment. The motion carried unanimously.

Inclement Weather/State of Emergency Requests – None

Approval of Licensure List – None

Ratification of Charitable Gaming Event Permits Issued

Ms. McDowell read aloud the Charitable Gaming ratification list. Mr. Winstead made a motion, seconded by Ms. McDowell to ratify the Charitable Gaming licensure of the Knights of Columbus Seton Council 7990, Rehoboth Beach Cooperative Preschool, Debra L. Sipple Memorial, Inc., KOC Father Vincent Capodanno Assembly 2413, Fraternal Order of Police Lodge 10, Metropolitan Community Church of Rehoboth Beach, Delaware SPCA, Rehoboth Beach Lions Club, Sussex County Fraternal Order of Police Lodge 9, Laurel Fire Department, Homeless Cat Helpers, Camp Rehoboth, Read Aloud Delaware, Vietnam Veterans of America Chapter #546, Delaware Warriors Travel Baseball Club, Delaware Technical & Community College Educational Foundation, Christopher Council Knights of Columbus 3182, Newark Senior Center, First State Harmonizers, and the American Heart Association. The motion carried unanimously.

Ratification of Bingo Event Permits Issued

Ms. Williams-Coger read aloud the Bingo ratification list. Ms. McDowell made a motion, seconded by Mr. Winstead to ratify the Bingo licensure of the Holy Rosary Roman Catholic Church, Milton Century Club, Howard J. Weston Community & Senior Center, Nur Shriners, Cape Henlopen Senior Center, Nanticoke Senior Center, Holy Cross Catholic Church , Aetna Hose Hook and Ladder, American Legion Walter Fox Post 2, Indian River High School Band Boosters, Indian River Senior Center, Mill Creek Fire Department Ladies Auxiliary, Seaford Elks Lodge 2458, Milford Elks Lodge 2401, Saint Thomas More Academy, Nanticoke Memorial Hospital, St. Elizabeth Ann Seton, Seaford Elks Lodge 2458, Milton Fire Department - Ladies Auxiliary, Frederica Volunteer Fire Company, and the St. Polycarp Church. The motion carried unanimously.

Hearings/Consent Agreements

Complaint 22-02-11 - MERR Institute Status of Compliance with Consent Agreement

Ms. McAtee stated that she sent a letter to the MERR Institute. The MERR Institute selected a Delaware charity to donate the unreturned Raffle funds to. However they stated that they were under the impression that they could keep the money from ticket holders that declined a refund and donated back to the MERR Institute. The MERR Institute informed Ms. McAtee that they had already issued IRS letters to the ticket holders who declined a refund and donated back to the MERR Institute. Mr. Angelucci stated that the MERR Institute was never permitted to keep any of the funds raised during their unpermitted Raffle. If ticket holders declined a refund, the money was to be donated to a Delaware charity.

Mr. Angelucci made a motion, seconded by Ms. McDowell to approve the Boys and Girls Club of Georgetown, Delaware as the Delaware charity that the MERR Institute would donate all unreturned Raffle funds to.

Complaint 22-03-11 - Walter Fox Post 2 Review of Consent Agreement

Mr. Willard stated that a consent agreement had been prepared for Walter Fox Post 2. The Board signed the Consent Agreement for Walter Fox Post 2.

Complaint Assignments and Updates

Complaint 22-08-12 (McDowell) Dismissed by Attorney General's Office – "Interest of Justice"

Complaint 22-09-12 (Winstead) Dismissed by Attorney General's Office – "Interest of Justice"

Complaint 22-10-12 (Winstead) Dismissed by Attorney General's Office – "Interest of Justice"

Complaint 22-12-12 (Greene) Forwarded to Attorney General's Office

Mr. Angelucci stated the complaint statuses as listed above.

Ms. McDowell made a motion, seconded by Mr. Greene to close complaint 22-08-12. The motion carried unanimously.

Mr. Winstead made a motion, seconded by Ms. McDowell to close complaints 22-09-12 and 22-10-12. The motion carried unanimously.

Inspection Reports

Beebe Medical Foundation (Raffle)

Frederica Spring Creek Lions (Bingo)

Oak Orchard Riverdale American Legion (Bingo)

Mr. Angelucci stated that Beebe Medical Foundation, Frederica Spring Creek Lions, and Oak Orchard Riverdale American Legion were recently inspected. There was no discussion. Ms. Betley stated that she had letters of concern for Mr. Angelucci to sign.

Responses to Inspection Letters of Concern/Warning

Urban Youth Golf Program Association (Raffle)

Newark Senior Center (Charitable Gaming)

SODAT (Raffle)

St. Elizabeth Ann Seton Church (Raffle)

Mr. Angelucci stated that Urban Youth Golf Program Association, Newark Senior Center, SODAT, and St. Elizabeth Ann Seton Church had submitted written responses to the Board regarding the letters of concern issued to them as a result of recent inspections.

CORRESPONDENCE – None

PUBLIC COMMENT

Ms. Betley stated that she had the questions and answers prepared for the YouTube Q & A videos. Mr. Greene and Mr. Winstead volunteered to form a small sub-committee to meet with the project coordinator and Inspectors to review the question and answers. Ms. Betley stated that she would forward the questions and answers to Mr. Greene and Mr. Winstead and would set up a meeting time.

NEXT MEETING

The next scheduled Board meeting is March 7, 2013 at 1:00 p.m., at 861 Silver Lake Boulevard, Cannon Building Conference Room B, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Mr. Angelucci made a motion, seconded by Mr. Winstead, to adjourn the meeting at 1:55 p.m. The motion carried unanimously.

Respectfully Submitted,



Amanda McAtee
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.